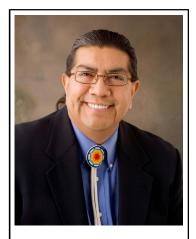
Utah Division of Indian Affairs

Tribal Leaders Newsletter Report

February 9, 2007



The primary service provided by UDIA is Information and Referral.

This includes:

- General information about Utah's American Indians and tribes
- Presentations to various sectors: public, private, schools
- Publication and distribution of information
- Speaker's Bureau
- Web site: www.indian.utah.gov

*Division of Indian Affairs Powerpoint

Comments from the Executive Director, Division of Indian Affairs:

I am happy to report that the Indigenous Day Awards Dinner, including all the activities that made up the entire Indigenous Heritage Month, was a huge success this year. Our office received glowing reviews in the news and verbal compliments following the dinner event. Thank you Utah tribal leaders and Indian community members for your support. It was a nice entrance into the New Year.

We look forward to the coming year as one of renewed growth and development. Our office is presently engaged in the activities of the 2007 General Legislative Session. We have assisted Senator Peterson in sponsoring S.B. 204 that will make repatriation processing apply to private lands as well as state lands - details can be found on page 2. We also look forward to our upcoming American Indian Caucus on February 21, 2007 - details can be found below. As a result of former Senate Chair Beverly Evan's resignation and House Chair David Cox's lost election, we lack of leadership in the Native American Legislative Liaison Committee. We hope that Legislative leadership will appoint co-chairs to this important Committee in the near future.

We hope you will find this report interesting and beneficial. My staff and I look forward to working with all of you during the coming year.

Sincerely,

Farred A. Cuel

Indian Caucus Day

Indian Caucus Day will be held on February 21, 2007, from 11 am—2pm in the State Room, which is located in the east building at the State Capitol Complex. Our event will be in the south end. We will be meeting with Governor Jon M. Huntsman at 2:15 pm in the Governor's Board Room. Since parking at the capitol is limited, we would like to suggest you utilize our parking structure and take the shuttle to the capitol. Please RSVP to our office, 801 538-8808 or email us, amyoung@utah.gov. We look forward to seeing you there!

Native American Grave Protection and Repatriation Act— 5.B.204

Situational assessment: If a private landowner discovers human remains on the owner's property in the course of a project, the owner is required (per statute 76-9-704) to notify law enforcement of the discovery and stop work. The owner may not disturb, move, or remove the remains. If law enforcement determines the remains have been placed recently, the local medical examiner should retrieve them. However, if the remains are historic, the landowner must hire a permitted professional, such as an archaeologist, to remove the remains.

In order to properly protect and care for ancient human remains found on private lands, the Antiquities Section has tried to assist landowners by occasionally handling some of these cases, by coordinating the efforts of volunteers, and by taking possession of those remains. However, it is not part of the Section's statutory mandate (per statute 9-8-300) and the Section is not funded for this sizeable task. Historic and prehistoric human remains found on private lands have been problematic for the landowners, for the state Antiquities Section and the Division of Indian Affairs because of the lack of clear statutory direction.

Scope: Remains which come into possession of the Antiquities Section

Fiscal Year	# remains	# private land	# state land	unknown provenience
FY2005	33 sets	21	5	7
FY2006	21 sets	6	1	14
FY2007(to date)	10 sets	8		2

Purpose: To ensure no burden is placed on private landowners because of the discovery of human remains on their property by assigning that responsibility to the State Antiquities Section. The amendment would also apply the state NAGPRA to private as well as public lands, assuring that Native American human remains are treated consistently regardless of land ownership.

Effects:

- 1) The state Antiquities Section would assume responsibility for the retrieval, excavation, study, and reporting of human remains found on state or private land when not found in the context of a compliance case. This would remove a financial burden from private landowners, insure timely and proper handling, and insure Native American human remains are treated in a consistent manner, regardless of land ownership.
- 2) The provisions of the state Native American Grave Protection and Repatriation Act (NAGPRA) would apply to all lands in Utah not covered by the federal NAGPRA law. This would enable repatriation of Native American remains found on private lands, remains which now fall outside of the law.
- 3) The Native American Remains Review Committee (NARRC) will be engaged in determination of cultural affiliation for remains removed from private lands, insuring tribal participation in the process.

Westminster College Environmental Studies Program:

UDIA is happy to assist Westminster College in recruiting Indian students from Utah's tribes to enroll in this new program.

Indigenous Day Dinner and Awards Ceremony:

This year's Indigenous Day Celebration was a extremely successful. Approximately 220 people attended the celebration held at the Red Lion Hotel, in Salt Lake City, on November 20, 2006. A total of 24 people were honored at this event. The Lt. Governor Gary R. Herbert spoke and helped honor the awardees.



Forrest Presents at American Indian Youth Conference:

Forrest gave a presentation to approximately 600 people attending this year's American Indian Youth Conference, November 4, 2006 at the Murray High School.

Other Indigenous Heritage Month Presentations by Forrest:

Salt Lake Community College - Nov. 9
Professional Educator's Institute - Nov. 17
Interfaith Ceremony - Nov. 19
Women's Resource Center - Nov. 21
Fox 13 News - Nov. 21
KCPW Radio - Nov. 27
Weber State University - Dec. 4

<u>Education - Tribal Education Directors</u> (TEDS) meeting:

Due to the priority given to education, UDIA has sponsored three meetings of tribal education directors this year. The first one was Monday, April 3, 2006, the second September 10, 2006, and the third December 8, 2006. The purpose of these meetings is to discuss: 1) formation of a



Tribal Education Directors National Assembly, 2) the achievement gap in Utah schools, and 3) implementation of the Roots & Shoots Program in tribal communities. These meetings have been very successful. There will be a follow-up meetings throughout the coming year.

Utah American Indian Housing Advisory Board

The Utah American Indian Housing Advisory Board's Executive Committee met on January 17, 2007 with Palmer DePaulis, Executive Director of the Department of Community and Culture, to discuss the future of the board. It was decided that the Housing Board would move toward becoming a 501(c)3 non-profit organization to avoid conflicts of interest and obtain more funding than if left under the Division of Indian Affairs. The next meeting will be hosted by the Ute Mountain Ute tribe on February 20, 2007 in White Mesa.

Native American Legislative Liaison Committee (NALLC) Meeting:

The NALLC meeting was conducted as scheduled: Monday, November 1, 2006 beginning at 9:00 a.m. and ending at noon, at the State Capitol.

Arvol Looking Horse - World Peace and Prayer Day:

The Division is proud to sponsor 19th Generation Pipe Carrier Arvol Looking Horse's participation in Interfaith Week 2007 and the Indian Youth Conference taking place today at the Salt Palace. The Division also urges Utah Tribal Leaders to support Arvol's call for World Peace and Prayer Day on June 21, 2007.